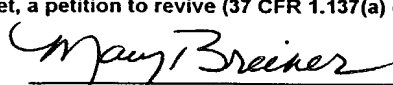


FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		<div style="text-align: right; font-size: small;"> 1013 Rec'd PCT/PTO 18 JAN 2002 </div> ATTORNEY'S DOCKET NUMBER 5624 U.S. APPLICATION NO. <div style="font-size: large; font-weight: bold; text-align: center;">10/031366</div>
INTERNATIONAL APPLICATION NO. PCT/GB00/02802	INTERNATIONAL FILING DATE 20 July 2000	PRIORITY DATE CLAIMED 20 July 1999
TITLE OF INVENTION DIELECTROPHORETIC APPARATUS AND METHOD		
APPLICANT(S) FOR DO/EO/US Gary LOCK; and Ronald PETHIG		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)) (Unexecuted) 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). <p style="margin-left: 40px;">Items 11 to 20 below concern document(s) or information included:</p> <ol style="list-style-type: none"> 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input type="checkbox"/> A FIRST preliminary amendment. 14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A change of power of attorney and/or address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825. 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items of information: <div style="margin-left: 20px;">- Application Data Sheet</div> 		

U.S. APPLICATION NO. 10/031366		INTERNATIONAL APPLICATION NO. PCT/GB00/02802		ATTORNEY'S POCKET NO. 5013 Rec'd PCT/PTO 18 JAN 2002		
21. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO.....\$1,040 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO.....\$ 890 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO.....\$ 740 International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4).....\$ 710 International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4).....\$ 100 ENTER APPROPRIATE BASIC FEE AMOUNT =				CALCULATIONS FOR PTO USE ONLY \$ 890.00		
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)). <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30				\$ 130.00		
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$		
Total claims	54 - 20 =	34	x \$ 18.00	\$ 612.00		
Independent claims	3 - 3 =	0	x \$ 0.00	\$ 0.00		
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+\$280.00	\$ 280.00		
TOTAL OF ABOVE CALCULATIONS =				\$1,912.00		
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ 0.00		
SUBTOTAL =				\$1,912.00		
<input type="checkbox"/> Processing fee of \$130 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)). <input type="checkbox"/> 20 <input type="checkbox"/> 30				\$ 0.00		
TOTAL NATIONAL FEE =				\$1,912.00		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$ 0.00		
TOTAL FEES ENCLOSED =				\$1,912.00		
				Amount to be refunded:	\$	
				charged:	\$	
a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>1,912.00</u> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-3690. A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b) must be filed and granted to restore the application to pending status. SEND ALL CORRESPONDENCE TO: BREINER & BREINER, L.L.C. 115 North Henry Street P.O. Box 19290 Alexandria, Virginia 22320-0290 Date: January 18, 2002						
				 SIGNATURE		
				Mary J. Breiner NAME		
				33,161 REGISTRATION NUMBER		

10/pst

- 1 -

DIELECTROPHORETIC APPARATUS & METHOD

This invention relates to an apparatus and method of using the technique of dielectrophoresis, and relates
5 particularly to an arrangement for concentrating or diluting or transporting or separating or detecting or characterising particles.

The technique of dielectrophoresis (DEP) is described in
10 the book "Nanotechnology in Medicine and the Biosciences", Ed RRH Combs and D W Robinson, published by Gordon & Breach, Amsterdam, chapter 11 by Ronald Pethig, especially
pages 88 to 93. Dielectrophoresis is the movement of particles in non-uniform electric fields. Unlike
15 electrophoresis, charges on the particle itself are not necessary for the effect to occur and AC rather than DC fields are employed.

When an electric field is applied to a system consisting of
20 particles suspended in a liquid medium, a dipole moment is usually induced in each particle as a result of electrical polarisations forming at the interfaces that define their structure. If the field is non-uniform, the particles

In conventional (i.e. using stationary rather than travelling or rotating fields) DEP, it is also known to use castellated electrodes of the type illustrated in Figure 1, in which each electrode 10 comprises a straight linear backbone 12 having arranged alternately on opposite sides semi-circular protrusions 14. Alternatively, the protrusions can be essentially square in shape. In an electrode array, the protrusions 14 on neighbouring electrodes can be aligned as illustrated,

- 3 -

or offset. The electrodes are used for conventional DEP, i.e. for non-travelling fields.

Throughout this specification, the term "particle" is
5 used to include biological cells, bacteria, viruses, parasitic microorganisms, DNA, proteins, biopolymers, non-biological particles, or any other particle which may be suspended in a liquid, in which a dielectrophoretic force can be induced. It also applies
10 to chemical compounds or gases dissolved or suspended in a liquid.

According to the invention, a dielectrophoretic cell comprising an array of elongated electrodes, and means
15 to apply at least one electrical signal to the electrodes, in which each electrode has a notional central axis along its direction of elongation, the electrode having one or more deflections from the notional central axis, and the electrodes in the array
20 being in register.

In the Shorter Oxford Dictionary, "deflection" is defined as "1. The action of bending down - bent condition; a bend or curve. 2. The action of turning,
25 or state of being turned from a straight line or regular course."

In one example, the electrodes are serpentine in shape with their curvatures in register. In another example,
30 the electrodes are zig-zag in shape with their points in register.

In one example, the electrodes in an array are all identical and parallel to each other. In another
35 example, the shape of the electrodes alters gradually along the array.

- 4 -

Also according to the invention, a dielectrophoretic method comprising placing a suspension of particles in a liquid in the vicinity of an array of electrodes, the array being defined and applying at least one electrical
 5 signal to the array whereby particles are included in or excluded from regions of the electrodes corresponding to the maximum electrode curvatures. Alternatively, particles may be included in or excluded from regions of the electrodes corresponding to minimum electrode
 10 curvatures.

Weiss and Thibodeaux in US Patent 4534856 describe an electrodynamic method for separating components such as grain and dust in agricultural by-products. This
 15 separation of components is achieved by electrically charging them above a set of parallel electrodes that generate an electric travelling wave. This travelling wave is produced by energising the electrodes using a 60 Hz, 3-phase, high voltage generator and applied voltages
 20 of up to 10,000 Volts and more. The forces acting on the component particles in US 4534856 are electrostatic in nature, involving the action of electric fields on charged bodies, rather than dielectrophoretic forces described in this present invention, where high
 25 -frequency signals in the range from around 1kHz to 100 MHz, and modest voltages in the range 1 - 20 Volts only, are employed.

WO 97/34689A1 describes apparatus for manipulating
 30 particles along channels using dielectrophoresis. Figure 3 shows an electrode arrangement of the so-called interdigitated, castellated type. This is not a serpentine geometry. The castellations are designed to generate highly non-uniform field patterns that can
 35 readily capture particles at the electrode castellation edges by positive dielectrophoretic forces. The effect of the castellation is not to produce the traffic

- 5 -

control or particle sieving effects which can be achieved by the apparatus and methods of the present invention.

- 5 WO 98/04355A1 describes a method for characterising how particles respond to dielectrophoretic forces over a wide frequency range using just one test. The particles are suspended in a chamber containing an array of electrode elements, as shown in Figure 3 of WO
- 10 98/04355A1. Each electrode is energised at a different electrical frequency, in order to generate a wide range of different dielectrophoretic forces. The dielectrophoretic response over this range is determined by inspecting how the particles are either attracted
- 15 towards or repelled from each electrode element. WO 98/04355A1 does not employ the travelling electric fields or the traffic control effects which can be achieved using the methods of the apparatus and present invention.
- 20 US 5795457A describes a method for manipulating particles using stationary dielectrophoretic forces - travelling electric fields are not employed. Figure 1B(1)(a) in US 5795457A shows one of the electrode
- 25 arrangements that can be used, namely the so-called interdigitated, castellated, design. This is the same electrode geometry shown in Figure 3 of WO 97/34689A1, and, as stated above, this is not a serpentine geometry. The castellations are designed to generate highly non-
- 30 uniform field patterns that can readily capture particles at the electrode castellation edges by positive dielectrophoretic forces. The effect on the castellations is not to produce the traffic control or particle sieving effects which can be achieved by the
- 35 methods and apparatus of the present invention.

The invention will now be described by way of example

- 6 -

only with reference to the accompanying drawings in which:

Figure 2 indicates schematically a travelling wave
5 dielectrophoretic (TWD) system;

Figures 3A, B, C, D, E, F and G indicate various
arrangements of TWD electrodes;

10 Figures 4A, B, C, D, E and F are successive photographs
of an experimental separation of particles by TWD;

Figure 5 illustrates an array of TWD electrodes
particularly suitable for separating two particles of
15 two or more different types;

Figure 6 illustrates schematically an alternative array
of TWD electrodes;

20 Figure 7 illustrates an alternative arrangement of
serpentine TWD electrodes;

Figure 8 shows a combination of conventional and
serpentine TWD electrode arrays;

25 Figures 9A and 9B illustrate respectively an array of
electrodes for static dielectrophoresis and appropriate
electrical connections for the array; and

30 Figure 10 shows a variation of Figure 3A.

In Figure 2, a glass substrate 20 has on its upper
surface an array 22 of serpentine electrodes, each of
which is connected by a multiple connector 24 to a
35 signal generator 26. The substrate 20 can be covered by
a protective cover 28 (conveniently a second glass
substrate), the substrates being separated by a spacer,

- 7 -

not shown, to form a thin cell. A suitable spacer is a plastic strip. In a variation (not illustrated), the electrode array 22 may be fabricated on the protective cover 28.

5

The DEP cell is illuminated from below by a light source 30, and is viewed from above by an optical microscope/video recorder 32 connected to a display screen 36.

10

In use, a suspension of particles in a liquid is placed on a substrate 20 and the cover 28 put into place. The signal generator 26 is arranged to apply signals of different phases to the electrodes in the array 22. For example, the signal generator 26 may be a four-phase sinusoidal signal generator, connecting successive electrodes to signals of relative phase 0° , 90° , 180° and 270° , and then repeating the cycle across the whole array 22. As is well-known, such an array generates travelling wave DEP conditions. Alternatively, a stationary DEP force can be exerted on a particle by applying to adjacent electrodes in succession, sinusoidal signals in phase opposition (0° , 180° , 0° , 180° , etc.).

25

The DEP cell is illuminated by the light source 30 and is viewed on the screen 36. In transmission, particles will be seen as distinct areas, and their movement can be clearly seen on the screen.

30

It is to be noted that there need be no liquid flow through the cell.

Figures 3A to 3F illustrate six different serpentine electrode arrays. In each illustration, the arrows indicate the general directions of travel of the particles under the influence of the travelling wave

35

- 8 -

field, and also indicate the areas of travel within the field.

In Figure 3A, each electrode is sinusoidal in shape. In the Figure, three sinusoidal cycles are shown, the maxima and minima of each sinusoid being in register, i.e. in alignment. The arrows correspond to these cyclical maxima and minima, showing regions in which the particles travel. Three arrows point in one direction with two arrows, intermediate the three, pointing in the opposite direction; the arrows can be regarded as indicating channels of travel, and show that simultaneous travel in opposite directions is possible by different types of particle. The arrangement can be regarded as a traffic control system - particles travelling in opposite directions do not collide.

In known travelling wave DEP (TWD) arrangements using essentially straight, parallel electrodes, the general travelling wave force is the time averaged translational travelling force which occurs perpendicular to the electrodes.

In the serpentine electrode arrays according to the invention, the general travelling wave force is indicated by the arrows; the force "concentrates" the particles into certain regions and disperses them from other regions depending on electrode shape. Put another way, the particles are included in some regions and excluded from other regions of the travelling field.

Conditions can be selected so that particles of interest travel in one direction, and other particles travel in the opposite direction.

In Figure 3B, each electrode comprises a series of half sinusoids. All of the particles travelling from left to

- 9 -

right in Figure 3B can be regarded as travelling in separate bands in the direction of the arrows.

In Figure 3C, each electrode comprises an elongated "C" shape. All of the particles travelling from left to right in Figure 3C are excluded from the outer regions of the travelling field. This may be beneficial when there is a physical wall, at the edge of the field, thus avoiding bursting or other damage to the particles and preventing loss in the process as particles stick to the adjacent wall. An additional effect is that "clogging" as a result is reduced, i.e. the tendency of multiple particles to stick together in a clump at a wall surface may be minimised.

In Figure 3D, each electrode has the form of a single half sinusoid connected between straight side arms. In this array, particles travel in correspondence with the curved part (mainly at maximum curvature). Particles travelling from right to left are excluded from the areas corresponding to the central curved part of the array. The arrangement can be regarded as a one-way channel or a valve.

Figure 3E is similar to Figure 3B, except that each electrode is slightly offset from its neighbours so that the positions of maximum curvature of each electrode are arranged along parallel curves. The four channels indicated by the arrows are curved, so the arrangement can be used to guide particles round corners of smaller radius than previously possible.

Figure 3F is similar to Figure 3A, except that the electrodes are zig-zag in shape instead of serpentine.

In Figure 3G, the electrodes are straight-line approximations to the sinusoids of Figure 3A, with each

- 10 -

full sinusoid being represented by five straight lines;
or the electrodes can be regarded as the zig-zags of
Figure 3F with flattened points. The arrows in the
channels now point in both possible directions of
5 travel, in contrast to the arrows in Figures 3A and 3F
because particles in the straight-line part at the
centre of the channels will remain in that region,
regardless of the direction of travel. Particles in the
'transition' region of electrodes, i.e. between the
10 channels, will move as illustrated in Figures 3A and 3F.
The arrangements of Figures 3A and 3F are therefore
preferable.

Inspection of the Figures 3A to 3F will show that a
15 common feature of all the electrodes is that they have
two or more different curvatures, either curves of
opposite direction, or a curved part and in some cases
straight portions. In another example, an electrode
array could comprise a series of C-shaped electrodes,
20 i.e. of a single curvature. Other shapes of serpentine
electrodes are also possible.

By selection of appropriate shapes of serpentine or zig-
zag electrode arrays, it is now therefore possible to
25 guide travelling particles into channels, to form them
into bands, to guide particles away from a mechanical
constraint on the liquid flow, such as apparatus walls,
and to guide them more easily round corners. Particles
can be included in a particular area of the DEP field,
30 or excluded from it. This allows particles to be
accurately positioned in a travelling field, thus easing
their detection. In addition, the technique can be used
to guide particles towards, e.g. an antibody-coated
object or surface.

35

Figure 4 illustrates particle movement using the
electrode array of Figure 3A and the general arrangement

- 11 -

of Figure 2. Sixty four sinusoidal electrodes in an array 22 were fabricated on a glass slide 20 by photolithography, and comprise a layer of chromium covered by a layer of gold. Each electrode is approximately 10 micrometers wide and the inter-electrode spacing is about 30 micrometers in the central channel regions. A culture of live yeast cells suspended in water was used, the cell concentration being 10.2 million cells per millilitre, and the conductivity of a suspension being 10.5 mS per metre. Prior to the experiment, the electrodes were soaked in ultra pure water for over an hour to help to clean them. In the experiment, it was found that by applying a stationary DEP signal at 150 kilohertz only levitation of the particles, as a result of a negative DEP force, occurs with no translational component.

In the experiment, a stationary DEP signal at a frequency of 150 kilohertz at 3 volts peak to peak was applied to all the electrodes in the array 22. The yeast cell suspension was then applied over the electrodes and a cover slip 28 placed on top. The 150 kilohertz signal caused the particles to levitate above the electrodes and minimises sticking of the yeast cells. After a few seconds, a 50 kilohertz, 3 volt peak-to-peak travelling wave DEP field was applied; the yeast cells immediately started to move along the travelling field and started to form into bands as can be seen from Figure 4A.

The large arrows indicate the general direction of movement of the cells, the small arrows indicate local movement of the cells as they are excluded from one channel and included in another, so that the cells form into bands. At the left hand side of the photographs, five channels are each given a channel number.

- 12 -

Figure 4B is a photograph taken about three seconds after Figure 4A; the cells can be seen to be moving to the right, and are more closely banded in channels 2 and 4, and are largely excluded from channels 1, 3 and 5.

5

Figure 4C was taken after the travelling wave field direction was changed. The cells are now travelling from right to left, and the bands can be seen moving out of channels 2 and 4 and into channels 3 and 5. Figure

10 4D was taken three or four seconds later, and the migration into bands is even more marked.

Figure 4E shows the bands a few seconds later, and illustrates that the cell movement is beginning to leave
15 a clear area in channels 3 and 5 as the cells are moved to the left.

Figure 4F is a photograph taken further along the channels to the left, showing that the bands are uniform
20 along the channels.

The small number of cells which are speckled over the electrodes are stuck to the glass and are not moving. At such high cell concentrations, some sticking of the
25 cells commonly occurs; this can be reduced by use of special coatings on the glass, or by using chemical agents such as surfactant or biochemical additives such as proteins (e.g. casein, denatured albumin) and using a polymeric material as a substrate, or placing a film of
30 polymeric material over a glass substrate.

The experimental results in Figure 4 show that particles can be formed into bands, along the direction of the travelling field and will move in those bands. At high
35 particle concentrations, travel in bands has been found to be particularly effective. The use of serpentine electrode geometries thus permits very high particle

- Experiments have been completed with human blood cells using a similar electrode arrangement to those shown in Figures 3A and 4. The electrodes used were $8\mu\text{m}$ wide with $17\mu\text{m}$ inter-electrode spacing in the central channel regions. Experiments were completed at very high cell concentrations with a dilution of 10 times of whole blood, a concentration of approximately 5×10^8 cells per millilitre (I.e. 500 million cells per cubic centimetre). Multi-phased signals were connected to the electrodes and the blood cells moved with TWD forces. A dilution of 20 times whole blood (I.e. a concentration of approximately 2.5×10^8 cells per millilitre) was found to be preferable where separation rather than just the movement of particles is desired, particularly where

In one experiment, a 6 millilitre sample of human whole blood was collected in a lithium heparin tube, and within one hour was diluted 40 times in a phosphate-buffered saline solution containing sucrose, glucose, heparin and calcium chloride, to give a final suspension conductivity of 15 mS/m. The serpentine electrodes were energised with a 20 kHz, 0.6 Vrms stationary DEP signal so as to levitate the blood cells above the electrode plane when they were introduced into the test chamber. This DEP signal was then removed and two TWD signals were applied to the electrodes, one comprising a 50 kHz, 0.32 Vrms forward travelling wave and the other a 400 kHz, 0.64 Vrms reverse travelling wave. The majority of the blood cells moved rapidly along channels 3 and 5 similar to the case shown in Figure 4f, principally under the action of the 50 kHz signal. A small number, of the order 5% or less of the total number, of the blood cells were found to be trapped on the electrodes or to move slowly along channels 2 and 4 similar to the case shown in Figure 4a. Microscopic inspection, using a x40 objective, indicated that approximately 20-25 red blood cells were trapped or moving in channels 2 and 4 for every white blood cell. On re-applying the 20 kHz stationary DEP signal, the trapped red blood cells were directed into channels 3 and 5 and the largest of the white cells were released and moved along channels 2 and

4. These cells appeared mainly to be neutrophils, and moved along channels 2 and 4 at a speed of the order 15 microns per second. On reducing the frequency of the reverse TWD signal from 400 kHz down to 150 kHz, the smaller white blood cells were released from the electrodes and travelled along channels 2 and 4. This cell separation process for dilute blood has been repeated for different levels of blood dilution and suspending medium composition, and it can be appreciated that in each case the specific frequency and voltage values cited above for the superimposed DEP and TWD signals were adjusted to achieve the results described above.

Another valuable attribute of the serpentine electrode design is that it can be used in a sieving action to increase cell separation efficiency. This is achieved through a cycle of operations in which, after collecting the separated sub-population (target) cells, the main TWD signal is reversed so as to sieve out any of the target cells that may have been swept along with the main bulk of cells along channels 3 and 5. On sweeping these bulk cells in the reverse direction along channels 2 and 4, target cells that may have escaped the first separation process have the opportunity to be separated and to travel along channels 3 and 5. This process can be repeated the required number of times to achieve the desired efficiency for target cell recovery and purity of separation.

In the paper "Electromanipulation and separation of cells using travelling electric fields", J. Phys. D: Appln. Phys, 29, pages 2198-2203 (1996), Talary et al describe the separation of viable and non-viable yeast cells using TWD electrodes. The yeast cells were of the same order of size as blood cells and concentrations of approximately 1×10^4 cells per ml were subjected to TWD

- 16 -

forces using conventional electrodes of width $10\mu\text{m}$ and inter-electrode spacing of $10\mu\text{m}$. From the figures included in the publication, it can be appreciated that concentrations of the order 1×10^4 cells per ml represents close to the upper limit for the efficient manipulation and separation of cells using TWD with conventional electrode arrangements. This can be compared to the cell concentration of 2.5×10^8 cells per ml used with serpentine electrodes of the arrangement in Figure 3a, representing an increase of 25,000 times more cells per ml. Furthermore, in the publication by Talary et al, similar ratios of differing cell types (i.e. viable and non-viable yeast) were manipulated, where, as in the manipulation of whole blood cells using serpentine TWD electrodes, the ratio of red blood cells to white blood cells was in the order of 700:1 (a considerably more complex separation). Thus by means of this invention, considerably greater particle concentrations and greater particle type disparities can be handled, and the particles separated.

By means of the arrangement of the invention, low concentration of particles may also be handled and the particles manipulated, characterised and separated with increased levels of control compared to the application of straight parallel TWD electrodes. The invention may be applied to all ranges of particle concentration to effect, although in application its benefits may be most marked when handling high concentrations.

The inventive technique also overcomes a previous disadvantage of DEP in that particles travelling along a travelling field can tend to drift - the "focussing effect" achieved by the present invention minimises such drifting. Movement under a DEP field can now be distinguished from hydrodynamic fluid flow, which can cause comparatively substantial drifting. Hydrodynamic

- 17 -

fluid flow can be induced by heating effects caused by the electric fields.

Figure 5 illustrates an electrode arrangement for separation of differing types of particle of different properties and different concentration. Conditions are selected so that the particles respond to the same travelling field by travelling in opposite directions; this can be achieved by changing, e.g. the properties of the applied voltage signals, or the permittivity or electrical conductivity of the suspending liquid, or changing the temperature or even adding a chemical to the suspending liquid.

As will be seen from Figure 5, the electrodes at the upper part of the Figure are in the form of two cycles of a sinusoidal curve in register, but at the lower part of the Figure, the electrodes are in the form of two cycles separated by an almost straight part, the electrode shape gradually changing from one to the other.

In operation, the sample suspension can be introduced on to the lower part of the electrode array or placed directly on the whole electrode array. Particles of the higher concentration are arranged to move towards the top of the Figure in the central channel, while particles of the lower concentration are caused to move downwards along the two outer channels and are caused to diverge away from the central area of the array.

In practice, the particles of high concentration may trap some of the particles of low concentration and carry them upwards. This is opposite to the effect of the travelling wave DEP on the low concentration particles, and eventually they may free themselves and move into the two outer channels as required - a

- 18 -

2

15

20

31

3.

- 19 -

The suspension of the mixture of particles is placed in contact with electrodes in both areas A and B, and the separation takes place in three stages:

- 5 1. Signals are applied to the electrodes in central area A so that particles of a first desired type travel downwards in the Figure and collect at the lower edge of the central electrode area, and particles of the second type travel upwards and
10 move over the outer electrode area B. By selection of appropriate electrode shape, the particles travel in opposite directions along different channels.
- 15 2. Signals are disconnected from the electrodes in the central area A, and applied to the outer area B so that particles of the desired type travel inwards to the inner area A, and particles of the other type travel outwards and off the edges of area B
20 and are discarded.
3. Signals to area B are disconnected and area A is reconnected, so that the desired particle type moves downwards and is collected at the bottom of
25 the central area.

In a variation, a multi-layer fabrication technique is used, and the inner and outer areas A and B are overlaid at their edges, separated by a thin insulating layer;
30 there is then no area in which particles may become trapped. For increased versatility of particle manipulation, different regions of electrode areas A and B may be controlled separately.

- 35 Once the technique of the invention has been applied, the separated or concentrated particle type of choice can be directed to a position at which they can be

- 20 -

analysed or characterised by a further DEP analysis, or by any other analysis technique such as optical, ultrasonic, electrical, magnetic, PLR, FISH, etc.

- 5 In all of the described arrangements, reference has been made to placing the liquid/particle suspension on the DEP electrode array. In a first alternative, the suspension may be placed on a substrate which carries the electrode array on its opposite face. In a second
- 10 alternative, the suspending liquid may first be placed on or adjacent the electrode array and the particles may be introduced afterwards; for example, in the Figure 5 array, the particles could be introduced in the central area at the bottom of the Figure. In a third
- 15 alternative, the suspension may be placed between two or more opposing electrode arrays fabricated on separate planar substrates or on a tubular substrate. However, none of arrangements depend on a fluid flow arrangement such as that used in conventional DEP. Fluid flow may
- 20 be used, but it is not a requirement.

A further variation is shown in Figure 7. In all previous examples, the inter-electrode spacing indicated by s on Figure 7 has been constant, but in the

25 variation, the mark/space ratio w/s (where w is the width of the electrode) increases along the electrode array as shown.

Figure 7B gives a side view of the serpentine electrodes

30 42, and indicates the forces on a particle p . The result of the varying mark/space ratio is that the levitation height of particles above the electrode array, indicated by a line L , increases. The forces on a particle P are shown, i.e. an upward levitation force

35 l (the real part of the travelling wave DEP force), a translational force tw (the imaginary part of the travelling wave DEP force), and gravity g . As the

- 21 -

particle moves to the right, the translational force decreases as a result of the increasing mark/space ratio; at the same time the levitation height of the particles increases, which results in a further
5 reduction of the translational force as the particle is further from the electrodes 42. At some point along line L, depending on particle size, the relative components of the dielectrophoretic force, the electric field strength, and electrode geometry, the
10 translational force will become zero, so no further travel occurs. Particles of different properties will therefore travel to different distances and reside in different positions. Particle separation is therefore possible.

15 In a variation, initial levitation is caused either by applying a static DEP field, or by applying a TWD field at a frequency at which the particles do not experience a translational force.

20 In a further variation, once particles have been separated into different regions as a result of utilising varied mark/space ratio electrodes, it is then desirable to be able to remove them selectively. Figure 25 8 shows an array of varied mark/space ratio electrodes 44, in this case conventional linear electrodes, closely adjacent an array of serpentine electrodes 46 of the type shown in Figure 3B (i.e. of constant mark/space ratio) for selective removal of particles. The arrays 30 of electrodes may either be fabricated using multi-layer techniques, or be fabricated on to opposing substrate faces. Utilising these two electrode arrays of different geometry in combination allows particle separation as a result of differing properties, and then 35 selective removal of the separated particles.

For example, particles may be introduced as indicated by

- 22 -

the arrow I. Particles of differing properties will travel different distances along the array of electrodes 44, and reside in different positions. These particles may then be removed along channels 'a' through to 'h' by the electrodes 46.

Numerous variants exist, using variations of serpentine, and combinations of serpentine and non-serpentine electrodes. Any of the electrode designs of Figures 3 and 5 may be used, or variants thereof. The choice of electrode geometries will depend on the choice of application. Changing the rate of change of the mark/space ratio of the electrodes can be beneficial depending on which particles are to be separated. For example, a linear or non-linear increase in mark/space ratio can be used. By using these variations, particles with very subtle differences may be separated and selectively removed.

All examples described above with reference to Figures 2 to 8 relate to travelling wave dielectrophoresis, although the electrode arrays may also be used to apply static DEP fields. Referring now to Figure 9, a set of serpentine electrodes suitable for static dielectrophoresis is shown. The electrodes 48 are "V" shaped and arranged in parallel pairs with the inter-electrode gap E being substantially greater than the inter-pair gap P. Each electrode in a pair projects on one side beyond the other electrode in that pair to facilitate connection to electrical connectors 50, 52 connected to opposite sides of a signal source 54.

Typically the electrodes 48 and connectors 50, 52 will be fabricated on a glass slide by photolithography, with the electrodes 48 being gold electrodes nominally 40 microns thick with an inter-electrode gap E also nominally 40 microns. Inter-pair gap P is nominally

The result of variations in the inter-electrode gaps

- 24 -

across the electrode array is regional levitation gradients. In the channel regions, particles will levitate higher, while in the transition regions, they will levitate to a lower height. In the centre of the channels, the particles will levitate the highest, while in the centre of the transition region, they will be at their lowest levitation. The effects of this can be very beneficial for separations.

10 If a static DEP levitating field is applied, or a
' travelling DEP field where the translational TWD force
for the particles is minimal, the particles will
levitate above the electrodes and the substrate. This
is beneficial for keeping the particles away from the
15 substrate and minimising particle sticking and clogging.
In practice, it is therefore preferred to apply such a
field prior to application of the particles. Applying
such a field to the electrodes of Figure 10 and placing
a solution of particles over them, after a few seconds
20 it can be seen that particles concentrate in the
transition regions between the channels, with the
particles moving out of the channel regions due to the
regional levitation gradient. Particles feeling
stronger levitation forces will move more quickly.
25 After the particles have concentrated in the transition
regions, then applying a TWD field will result in
particles which feel a strong TWD translational force
moving into and along their respective channels. As a
result of the regional levitation gradient, the channels
30 will be predominantly free of particles, allowing
particles under strong translational TWD forces to
travel freely along them unhindered, improving
separation efficiency.

35 The regional levitation gradient has further application. Particles which feel a weak translational TWD force yet a strong levitation force will still move

- 25 -

along the dielectrophoretic cell, but the translational TWD force will be insufficient to overcome the levitation gradient. The particles will thus be restricted to movement within the transition region.

5 This can be used to keep these particles from the fast-moving particles experiencing a strong translational TWD force in the channels. This can be considered as a secondary traffic control system in that not only are particles which are travelling in opposite directions

10 prevented from interfering, but also fast and slow moving particles are segregated from each other. Different electrode geometries can be chosen either to enhance or to minimise this. As a further variation, this region levitation gradient can be used in

15 conjunction with fluid flow. A small amount of fluid flow may be applied in the channel to remove particles which experience very weak or no translational TWD force. The fluid flow may be applied from a source external to the dielectrophoretic cell, or, more

20 elegantly, a signal may be applied to the TWD electrodes which induces fluid flow, as is known. The result is that a weak fluid flow will have minimal effect on particles which experience strong TWD translational force, while particles feeling very weak or no

25 translational TWD forces will be moved along the dielectrophoretic cell within the transition regions, thus not disrupting particles moving in the channels. The movement of particles in such a manner with hydrodynamic fluid flow may be undertaken with any of

30 the electrode arrangements, and with or without TWD forces.

When separations are undertaken on a suspension of particles with vastly different concentrations, it is

35 beneficial in aiding separation if conditions can be selected such that the particles are made to travel in opposite directions in a TWD field. In this case, it

- 26 -

may be beneficial to modify the electrodes of Figures 3A, 3F, 4 and 10. In the figures shown, the channels for particles travelling in opposing directions are of the same width. The width of the channels may be
5 changed to more closely reflect the disparity in concentrations of the particles travelling in them. This will make more efficient use of the electrode arrays in terms of particle movement and separation and may aid in allowing higher concentrations to be handled.
10 The examples have shown that serpentine or zig-zag electrodes according to the invention may be used with both stationary and travelling electric fields to both enrich and/or exclude and/or include particles from
15 areas of the electrode array and thus areas or regions of a chamber. This has many applications for characterising, separating, and/or identifying groups of, or individual particles. Both stationary fluid or fluid flow may be used in conjunction with the electrode
20 arrays, as may other external forces be used. Both positive and negative dielectrophoretic forces may be employed with the electrodes. Continuous separation of particles of very high concentrations is possible. By utilising these electrode arrays and predominantly
25 negative DEP forces, no cell trapping is used, and so relatively small electrode arrays may be used to handle very large particle concentrations and very large volumes, with enrichment of the sample resulting.

CLAIMS

1. A dielectrophoretic (DEP) cell in which particles
5 can be characterised, manipulated and separated
comprising an array of elongated electrodes, and means
to apply at least one electrical signal to the
electrodes, in which each electrode has a notional
central axis along its direction of elongation, the
10 electrode having one or more deflections from the
notional central axis, and the electrodes in the array
being in register.
2. A DEP cell according to Claim 1 in which the
15 electrodes are serpentine in shape.
3. A DEP cell according to Claim 2 in which the
serpentine electrodes are sinusoidal in shape.
- 20 4. A DEP cell according to Claim 2 in which the
serpentine electrodes are half sinusoidal in shape.
5. A DEP cell according to Claim 2 in which the
serpentine electrodes are of elongated "C" shape.
- 25 6. A DEP cell according to Claim 2 in which the
serpentine electrodes are single half sinusoids
connected between straight side arms.
- 30 7. A DEP cell according to Claim 1 in which the
electrodes are zig-zag in shape.
8. A DEP cell according to Claim 1 in which the
electrodes are straight line approximations to
35 sinusoids.
9. A DEP cell according to any one of Claims 2, 3, 7

- 28 -

or 8 in which the curvature of the deflections from the notional central axis on one side is different from the curvature of the deflections on the other side, whereby particle transport channels of different width are
5 provided.

10. A DEP cell according to any preceding Claim in which the positions of maximum curvature of each electrode are arranged in linear alignment.

10

11. A DEP cell according to any one of Claims 1 to 8 in which the positions of maximum curvature of each electrode are arranged in non-linear alignment.

15 12. A DEP cell according to Claim 11 in which the positions of maximum curvature of each electrode are arranged along a curve.

13. A DEP cell according to Claim 12 in which the
20 electrodes are serpentine and each comprises two sinusoids, and the positions of maximum curvature of the sinusoids are arranged along divergent curves.

14. A DEP cell according to any one of Claims 1 to 4
25 comprising a first central array of sinusoidal or half sinusoidal electrodes, the axes of the electrodes being straight and parallel, and a second outer array of sinusoidal or half sinusoidal electrodes, the axes of the electrodes being in the form of nested "U" shapes,
30 there being provided means to apply electrical signals of different phases independently to the first and second arrays.

15. A DEP cell according to any one of Claims 1 to 12
35 in which the inter-electrode spacing in the array varies along the array.

- 29 -

16. A DEP cell according to any one of Claims 1 to 12 in which the electrodes are arranged in pairs with the inter-electrode spacing being substantially greater than the inter-pair spacing.

5

17. A dielectrophoretic system comprising a DEP cell according to any one of Claims 1 to 15, at least a part of the cell being formed of transparent material; means to illuminate the cell; and means to receive
10 illumination transmitted through or reflected from the cell.

18. A dielectrophoretic method comprising placing a suspension of particles in a liquid in the vicinity of
15 an array of elongated electrodes in which each electrode has a notional central axis along its direction of elongation, the electrode having one or more deflections from the notional central axis, and applying at least one electrical signal to the array whereby particles are
20 included in or excluded from regions of the electrodes corresponding to the maximum or minimum electrode curvatures.

19. A method according to Claim 18 in which the
25 frequency of the electrical signals is selected to cause a negative dielectrophoretic response in a selected particle type in the suspension and there is further provided means to cause the liquid suspension to flow across the electrode array.

30

20. A method according to Claim 19 in which said means to cause the liquid suspension to flow is an electrical signal applied to the electrode array.

35 21. A method according to Claim 18 in which electrical signals at different phases are applied to the electrodes, whereby a travelling wave electric field is

- 30 -

generated which induces a travelling wave DEP force on said particles, the real part of said force levitating the particles, and the imaginary part thereof causing the particles to move into certain regions of the travelling field.

22. A method according to Claim 21 further comprising the initial step of applying to the electrode array an electrical signal whereby a static DEP field is generated so as to cause initial levitation of the particles.

23. A method according to Claim 21 further comprising the initial step of applying to the electrode array an electrical signal whereby a travelling wave electric field is generated at a frequency such that the particles are initially levitated but experience no translational force.

24. A method according to Claim 18 in which the suspension comprises a suspension of first and second types of particles, the concentrations of the types of particles differing by a factor of at least 1000, and in which the shape of the array of electrodes is selected so that the types of particles are separated.

25. A method according to Claim 24 in which the shape of the array of electrodes is selected to prevent particles from contacting a mechanical constraint on the liquid flow.

26. A method according to Claim 18 in which the concentration of the suspension of particles is greater than one million cells per millilitre.

27. A travelling wave dielectrophoretic cell substantially as hereinbefore described with reference

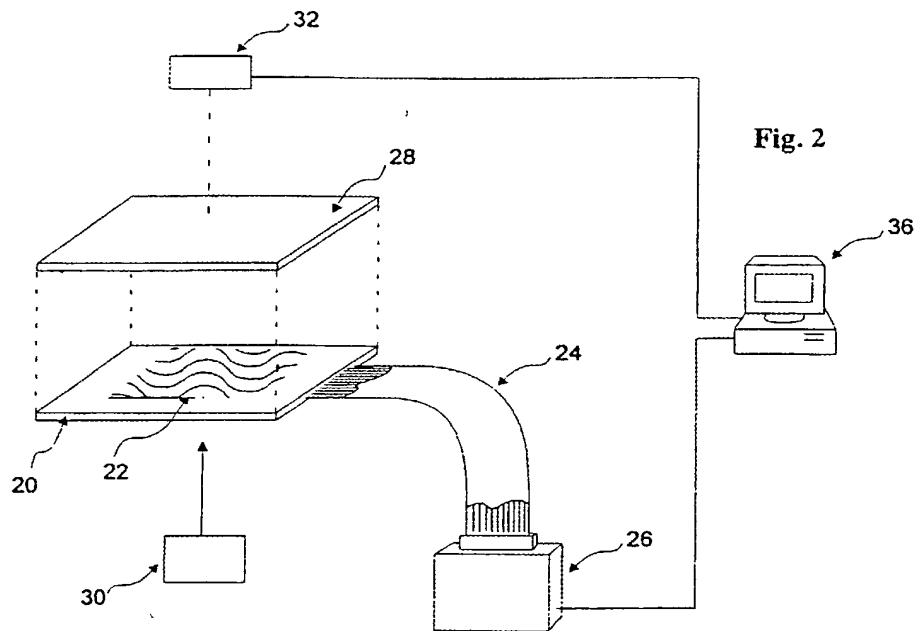
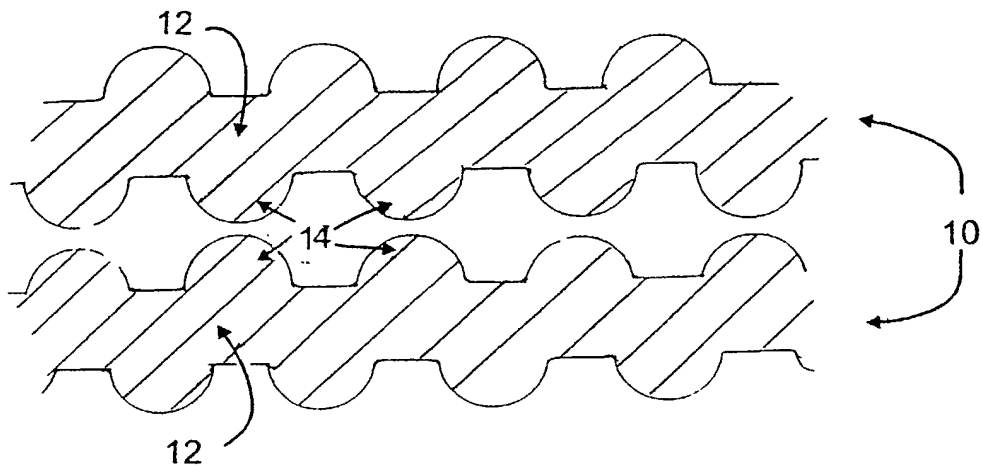
WO 01/05512

PCT/GB00/02802

- 31 -

to any one of Figures 2, 3, 5, 6, 7, 8, 9 or 10 of the accompanying drawings.

Fig. 1



2/10

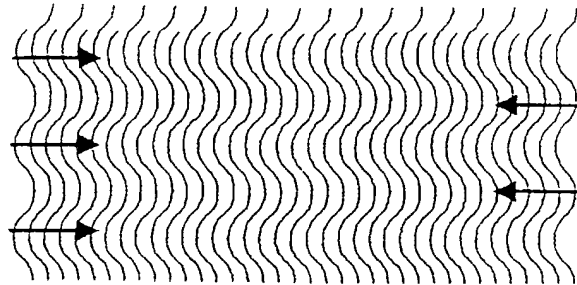


Fig. 3a

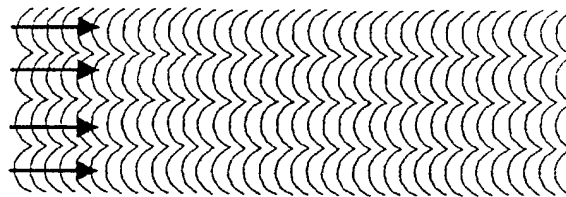


Fig. 3b

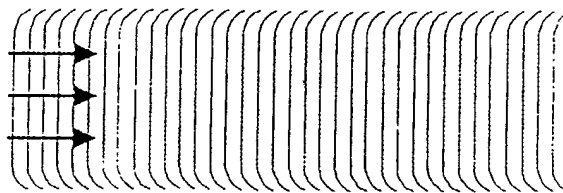


Fig. 3c

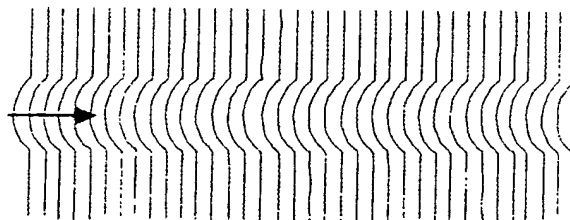


Fig. 3d

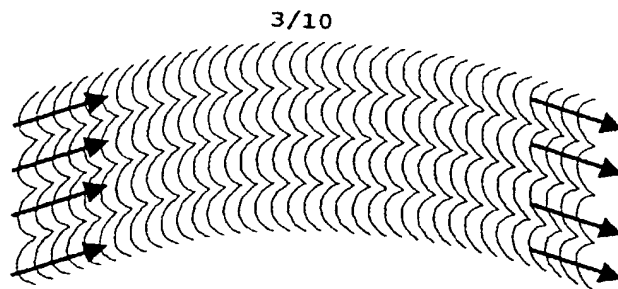


Fig. 3e

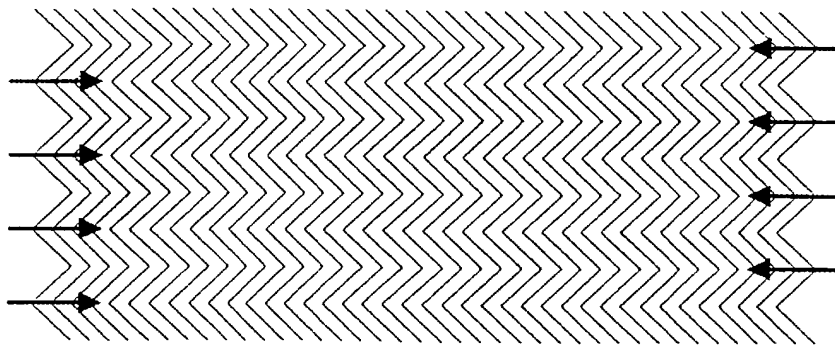


Fig. 3f

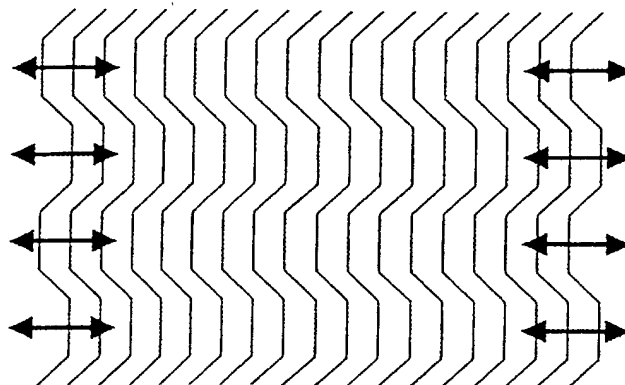


Fig. 3g

4/10

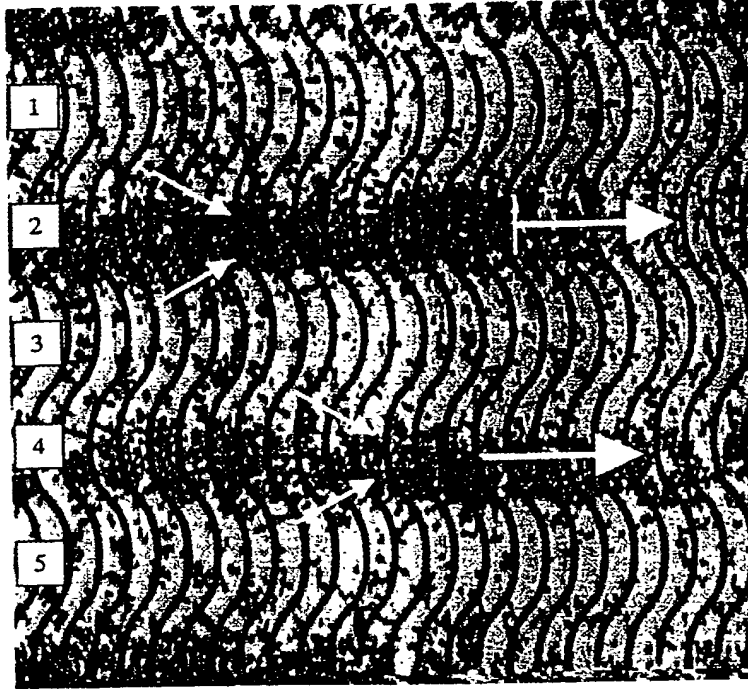


Fig. 4a

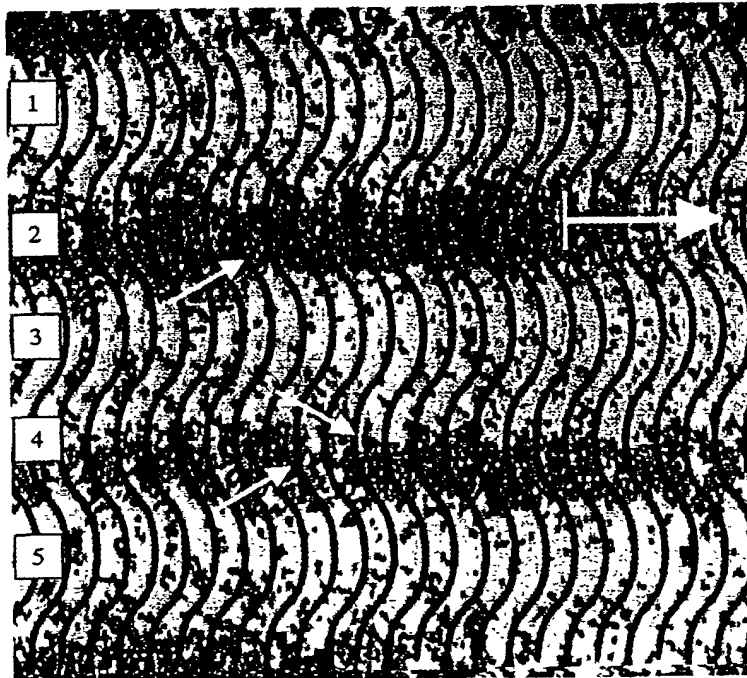


Fig. 4b

5/10

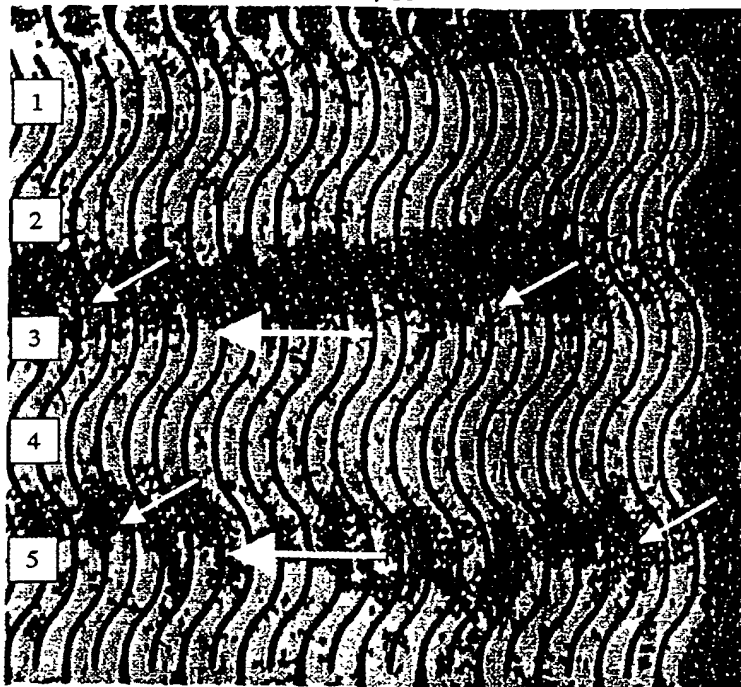


Fig. 4c

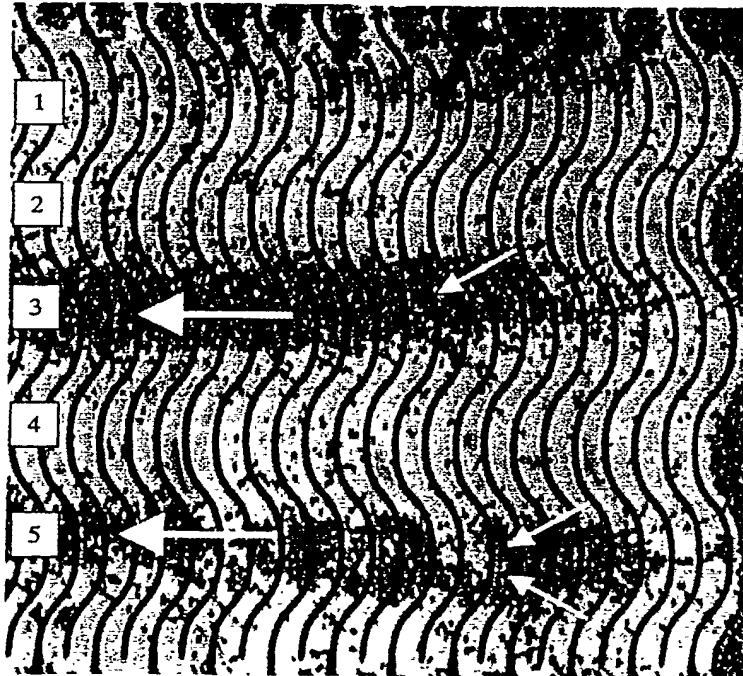


Fig. 4d

6/10

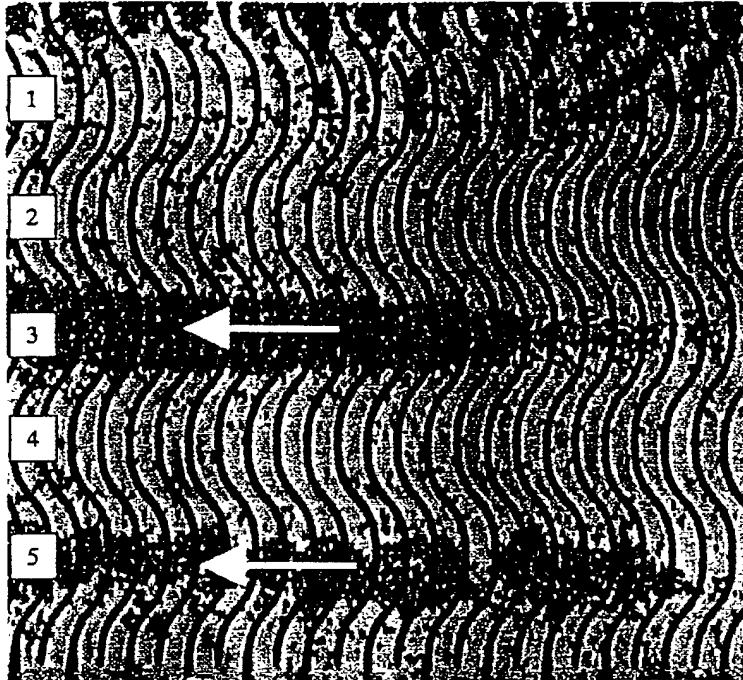


Fig. 4e

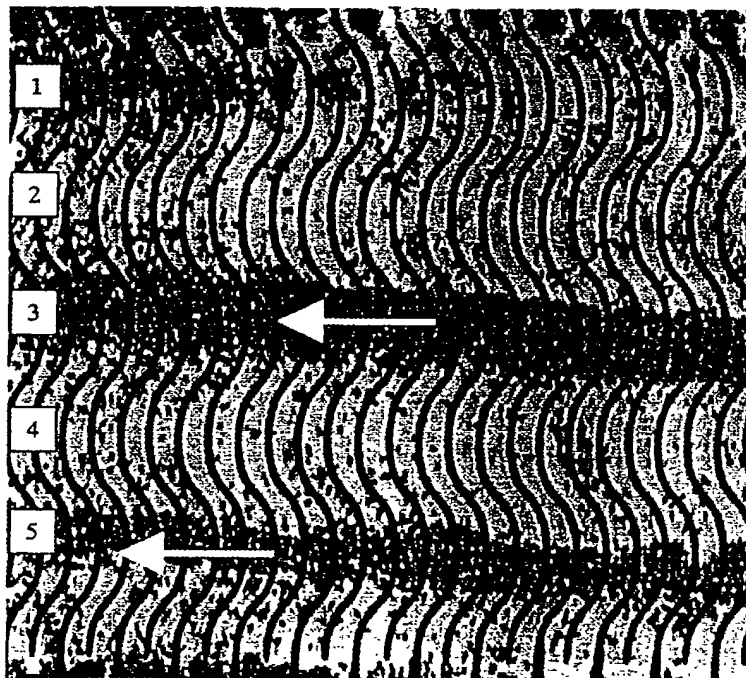


Fig. 4f

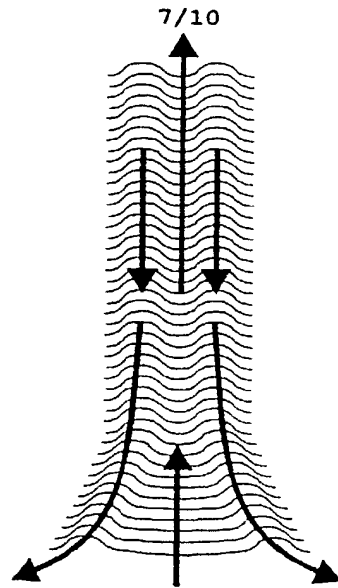


Fig. 5

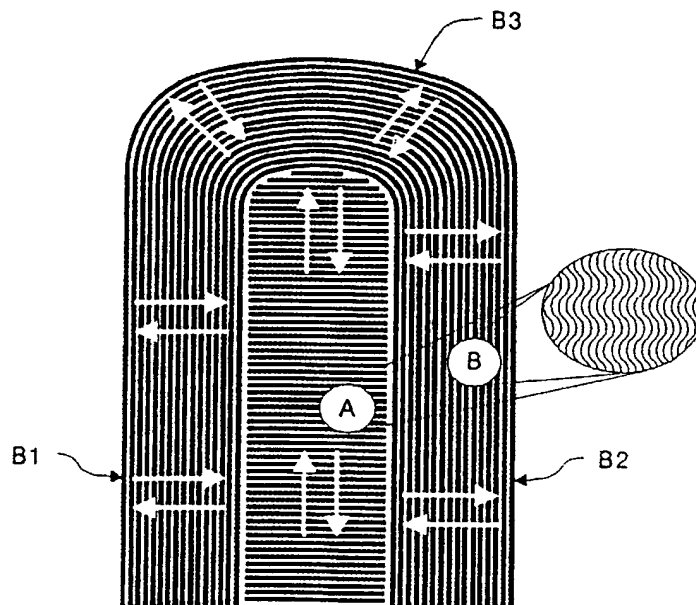


Fig. 6

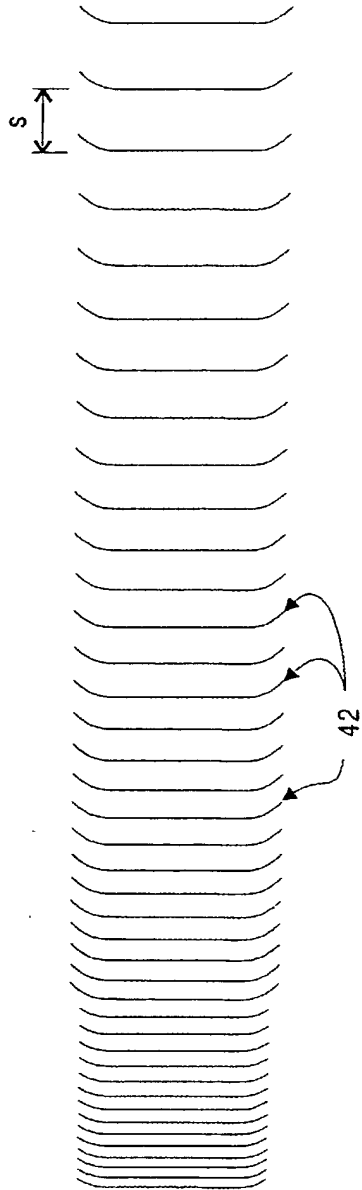


Fig. 7a

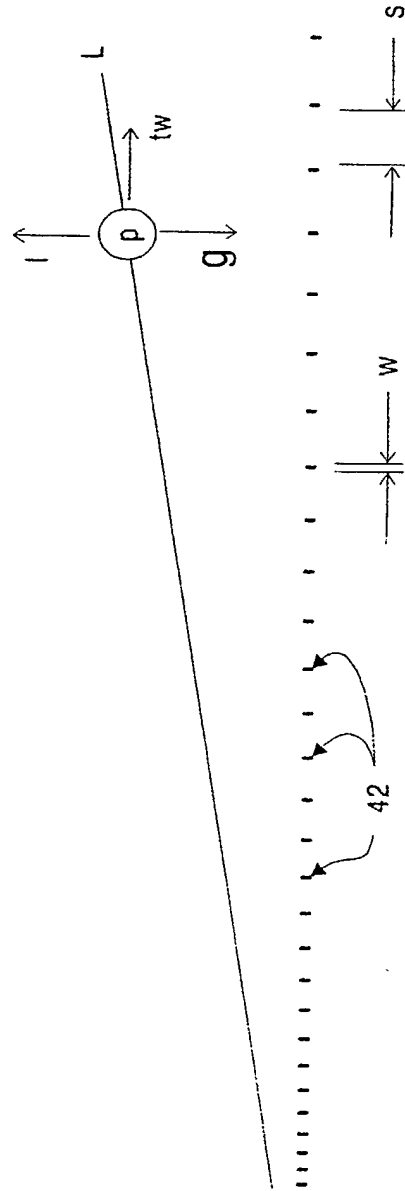
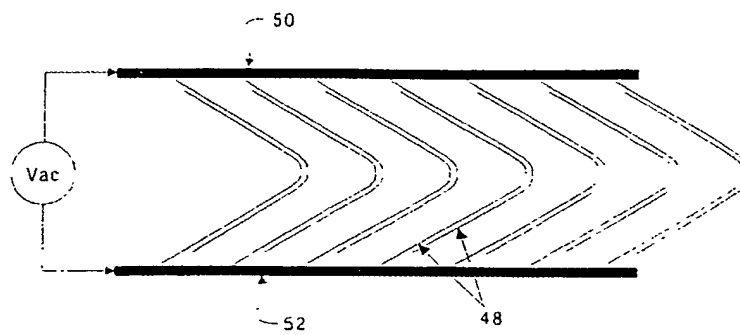
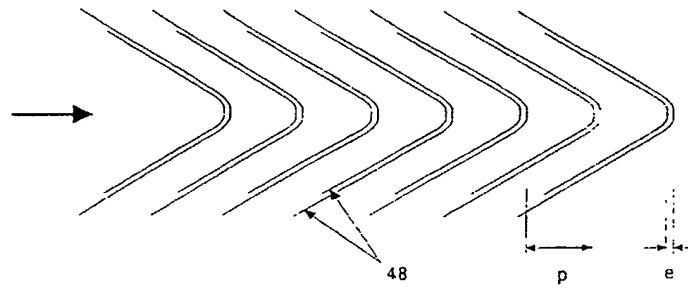
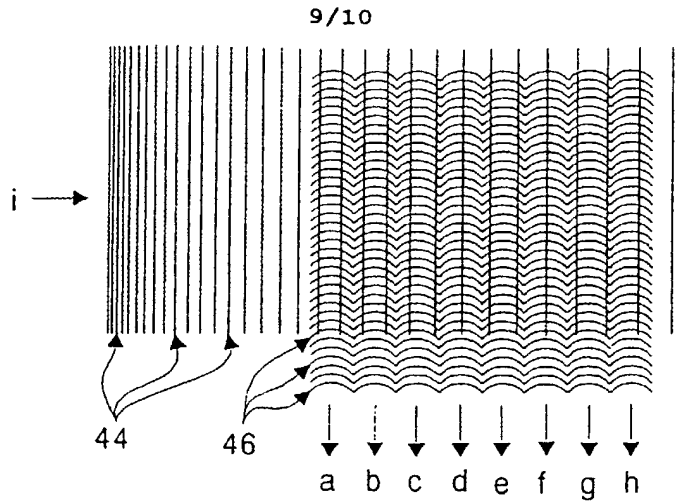


Fig. 7b



10/10

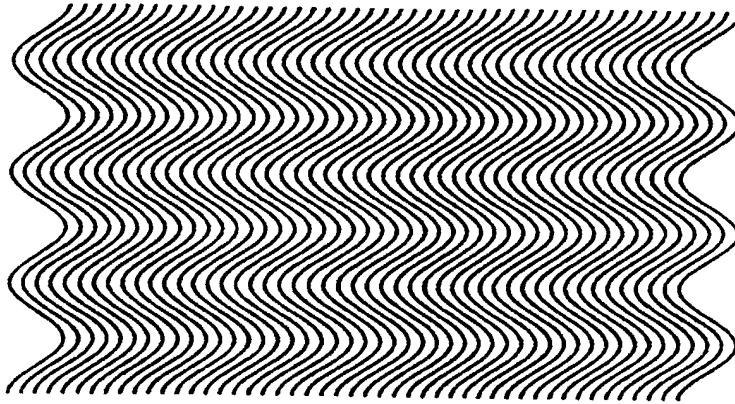


Fig. 10

#4

COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATIONDocket No. 5624

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled DIELECTROPHORETIC APPARATUS AND METHOD, the specification of which is attached hereto unless the following box is checked:

☒ [X] was filed on July 20, 2000 as United States Application Number or PCT International Application Number PCT/GB00/02802 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)			Priority Claimed
<u>PCT/GB00/02802</u> (Number)	<u>PCT</u> (Country)	<u>20 July 2000</u> (Day/Month/Year Filed)	Yes <input checked="" type="checkbox"/> [X] No <input type="checkbox"/> []
<u>9916850.2</u> (Number)	<u>Great Britain</u> (Country)	<u>20 July 1999</u> (Day/Month/Year Filed)	Yes <input checked="" type="checkbox"/> [X] No <input type="checkbox"/> []
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	Yes <input type="checkbox"/> [] No <input type="checkbox"/> []

COMBINED DECLARATION & POWER OF ATTORNEY

Docket No. 5624

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

(Application Number)

(Filing Date)

(Application Number)

(Filing Date)

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

(Application No.)

(Filing Date)

(status-patented, pending, abandoned)

(Application No.)

(Filing Date)

(Status-patented, pending, abandoned)

I (we) hereby appoint the following attorney with full power of substitution to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

ALFRED W. BREINER, Reg. No. 18,676; THEODORE A. BREINER, Reg. No. 32,103; MARY J. BREINER, Reg. No. 33,161; and C. BRANDON BROWNING, Reg. No. 44,570.

Address all correspondence to -

BREINER & BREINER, 115 North Henry Street
P.O. Box 19290, Alexandria, Virginia 22320-0290

Address all telephone calls to -

Mary J. Breiner at (703) 684-6885

COMBINED DECLARATION & POWER OF ATTORNEYDocket No. 5624

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1-00 Full Name of Sole or First Inventor:

(given name, family name) Gary LOCKInventor's Signature [Signature]Date 25th Feb 2002Residence: Middlesex, United Kingdom Citizenship: United KingdomMailing Address: 7 Hamilton Close, Lower Feltham, Feltham,Middlesex, TW13 4PS, United Kingdom

2-00 Full Name of Second Joint Inventor, if any

(given name, family name) Ronald PETHIGInventor's Signature [Signature]Date 21 Feb '02Residence: Gwynedd, United Kingdom Citizenship: United KingdomMailing Address: Lleyn, Telford Road, Menai Bridge, Anglesey,Gwynedd LL59 5DT, United Kingdom

Full Name of Third Joint Inventor, if any

(given name, family name) _____

Inventor's Signature _____

Date _____

Residence: _____

Citizenship: _____

Mailing Address: _____